

Draft

PERMIT

Permit No: 200902683-TS

Town: Greenwich

Work Area: Byram Harbor off property located at 11 Island Lane

Permittee: Robert & Nancy Selander
11 Island Lane
Greenwich, CT 06830

Pursuant to sections 22a-359 through 22a-363f and sections 22a-28 through 22a-35 of the Connecticut General Statutes ("CGS") and in accordance with CGS section 22a-98, and the Connecticut Water Quality Standards dated December 2002, a permit is hereby granted by the Commissioner of Environmental Protection ("Commissioner") to remove an existing marine railway, retain an existing seawall for flood and erosion control purposes, retain two sets of concrete stairways for shoreline access, and retain an existing boathouse, fixed pier, and install a ramp, float and boatlift for private recreational boating access as is more specifically described below in the SCOPE OF AUTHORIZATION, in Byram Harbor off property identified as the "work area" above.

*****NOTICE TO PERMITTEES AND CONTRACTORS*****

FAILURE TO CONFORM TO THE TERMS AND CONDITIONS OF THIS PERMIT MAY SUBJECT THE PERMITTEE AND ANY CONTRACTOR TO ENFORCEMENT ACTIONS, INCLUDING PENALTIES AND INJUNCTIONS, AS PROVIDED BY LAW.

SCOPE OF AUTHORIZATION

The Permittee is hereby authorized to conduct the following work as described in application #200902683-TS, including 8 sheets of plans dated April 13, 2009 and revised August 13, 2009, submitted by the Permittee to the Commissioner and attached hereto as follows:

1. remove an existing, unauthorized marine railway and two metal stakes;
2. retain an existing, approximately 653 linear foot stone and mortar seawall, two stone and mortar stairways, and an 18' x 12' boathouse; and
3. maintain the existing seawall identified in paragraph 2., above, by pointing and chinking, replacing missing stones and using mortar where necessary; and

4. install a 3' x 32' ramp, a 10' x 10' float with float stops, and a boatlift to be located waterward of the terminus of the existing dock.

UPON INITIATION OF ANY WORK AUTHORIZED HEREIN, THE PERMITTEE ACCEPTS AND AGREES TO COMPLY WITH ALL TERMS AND CONDITIONS OF THIS PERMIT.

SPECIAL TERMS AND CONDITIONS

1. Prior to the commencement of work authorized in paragraph 4., above, the Permittee shall remove the derelict marine railway and metal stakes. This work shall be conducted during periods of low water only with hand-held tools.
2. The Permittee shall remove any existing tidal wetland vegetation prior to initiating work authorized in paragraph 1., above. After the vegetation is removed, the marine railway and metal stakes may be removed and the substrate compacted to grade so there are no depressions in the sediment. The Permittee shall then restore the area by replanting the previously removed tidal wetland vegetation. All work shall be conducted during periods of low water only using hand-held tools.
3. All waste material generated by the performance of the work authorized herein shall be disposed of by the Permittee at an upland site approved for the disposal of such waste material, as applicable.
4. In undertaking the work authorized hereunder, the Permittee shall not cause or allow pollution of wetlands or watercourses, including pollution resulting from sedimentation and erosion. For purposes of this permit, "pollution" means "pollution" as that term is defined by CGS section 22a-423.
5. Except as specifically authorized by this permit, no equipment or material including, but not limited to, fill, construction materials, excavated material or debris, shall be deposited, placed or stored in any watercourse on or off-site, or within any delineated setback area, nor shall any watercourse or delineated setback area be used as a staging area or accessway other than as provided herein.
6. Not later than two weeks prior to the commencement of any work authorized herein, the Permittee shall submit to the Commissioner, on the form attached hereto as Appendix A, the name(s) and address(es) of any contractor(s) employed to conduct such work and the expected date for commencement and completion of such work.
7. On or before (a) 90 days after completion of the work authorized herein, or (b) upon expiration of the work completion date or any authorized one year extension thereof, whichever is earlier, the Permittee shall submit to the Commissioner "as-built" plans prepared and sealed by a licensed engineer, licensed surveyor or licensed architect, as applicable, of the work area showing all contours, bathymetries, tidal datums and structures.

GENERAL TERMS AND CONDITIONS

1. All work authorized by this permit shall be completed within five years from date of issuance of this permit ("work completion date") in accordance with all conditions of this permit and any other applicable law.
 - a. The Permittee may request a one-year extension of the work completion date. Such request shall be in writing and shall be submitted to the Commissioner at least 30 days prior to said work completion date. Such request shall describe the work done to date, work which still needs to be completed and the reason for such extension. The Commissioner shall grant or deny such request in her sole discretion.
 - b. Any work authorized herein conducted after said work completion date or any authorized one year extension thereof is a violation of this permit and may subject the Permittee to enforcement action, including penalties, as provided by law.
2. In conducting the work authorized herein, the Permittee shall not deviate from the attached plans, as may be modified by this permit. The Permittee shall not make de minimis changes from said plans without prior written approval of the Commissioner.
3. The Permittee shall maintain all structures or other work authorized herein in good condition. Any such maintenance shall be conducted in accordance with applicable law including, but not limited to, CGS sections 22a-28 through 22a-35 and CGS sections 22a-359 through 22a-363f.
4. Prior to the commencement of any work authorized hereunder, the Permittee shall cause a copy of this permit to be given to any contractor(s) employed to conduct such work. At the work area the Permittee shall, whenever work is being performed, make available for inspection a copy of this permit and the final plans for the work authorized herein.
5. The Permittee shall notify the Commissioner in writing of the commencement of any work and completion of all work authorized herein no later than three days prior to the commencement of such work and no later than seven days after the completion of such work.
6. Upon completion of any work authorized herein, the Permittee shall restore all areas impacted by construction, or used as a staging area or accessway in connection with such work, to their condition prior to the commencement of such work.
7. Any document required to be submitted to the Commissioner under this permit or any contact required to be made with the Commissioner shall, unless otherwise specified in writing by the Commissioner, be directed to:

Permit Section
Office of Long Island Sound Programs
Department of Environmental Protection

79 Elm Street
Hartford, Connecticut 06106-5127
(860) 424-3034
Fax # (860) 424-4054

8. The date of submission to the Commissioner of any document required by this permit shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under this permit, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three days after it is mailed by the Commissioner, whichever is earlier. Except as otherwise specified in this permit, the word "day" as used in this permit means calendar day. Any document or action which is required by this permit to be submitted or performed by a date which falls on a Saturday, Sunday or a Connecticut or federal holiday shall be submitted or performed on or before the next day which is not a Saturday, Sunday, or a Connecticut or federal holiday.
9. The work specified in the SCOPE OF AUTHORIZATION is authorized solely for the purpose set out in this permit. No change in the purpose or use of the authorized work or facilities as set forth in this permit may occur without the prior written authorization of the Commissioner. The Permittee shall, prior to undertaking or allowing any change in use or purpose from that which is authorized by this permit, request authorization from the Commissioner for such change. Said request shall be in writing and shall describe the proposed change and the reason for the change.
10. This permit may be revoked, suspended, or modified in accordance with applicable law.
11. This permit is not transferable without prior written authorization of the Commissioner. A request to transfer a permit shall be submitted in writing and shall describe the proposed transfer and the reason for such transfer. The Permittee's obligations under this permit shall not be affected by the passage of title to the work area to any other person or municipality until such time as a transfer is authorized by the Commissioner.
12. The Permittee shall allow any representative of the Commissioner to inspect the work authorized herein at reasonable times to ensure that it is being or has been accomplished in accordance with the terms and conditions of this permit.
13. In granting this permit, the Commissioner has relied on representations of the Permittee, including information and data provided in support of the Permittee's application. Neither the Permittee's representations nor the issuance of this permit shall constitute an assurance by the Commissioner as to the structural integrity, the engineering feasibility or the efficacy of such design.
14. In the event that the Permittee becomes aware that he did not or may not comply, or did not or may not comply on time, with any provision of this permit or of any document required hereunder, the Permittee shall immediately notify the Commissioner and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the

greatest extent possible. In so notifying the Commissioner, the Permittee shall state in writing the reasons for the noncompliance or delay and propose, for the review and written approval of the Commissioner, dates by which compliance will be achieved, and the Permittee shall comply with any dates which may be approved in writing by the Commissioner. Notification by the Permittee shall not excuse noncompliance or delay and the Commissioner's approval of any compliance dates proposed shall not excuse noncompliance or delay unless specifically stated by the Commissioner in writing.

15. In evaluating the application for this permit the Commissioner has relied on information and data provided by the Permittee and on the Permittee's representations concerning site conditions, design specifications and the proposed work authorized herein, including but not limited to representations concerning the commercial, public or private nature of the work or structures authorized herein, the water-dependency of said work or structures, its availability for access by the general public, and the ownership of regulated structures or filled areas. If such information proves to be false, deceptive, incomplete or inaccurate, this permit may be modified, suspended or revoked, and any unauthorized activities may be subject to enforcement action.
16. The Permittee may not conduct work waterward of the high tide line or in tidal wetlands at this permit site other than the work authorized herein, unless otherwise authorized by the Commissioner pursuant to CGS section 22a-359 et. seq. and/or CGS section 22a-32 et. seq.
17. The issuance of this permit does not relieve the Permittee of his obligations to obtain any other approvals required by applicable federal, state and local law.
18. Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under this permit shall be signed by the Permittee and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows: "I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."
19. This permit is subject to and does not derogate any present or future property rights or powers of the State of Connecticut, and conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the property or activity affected hereby.

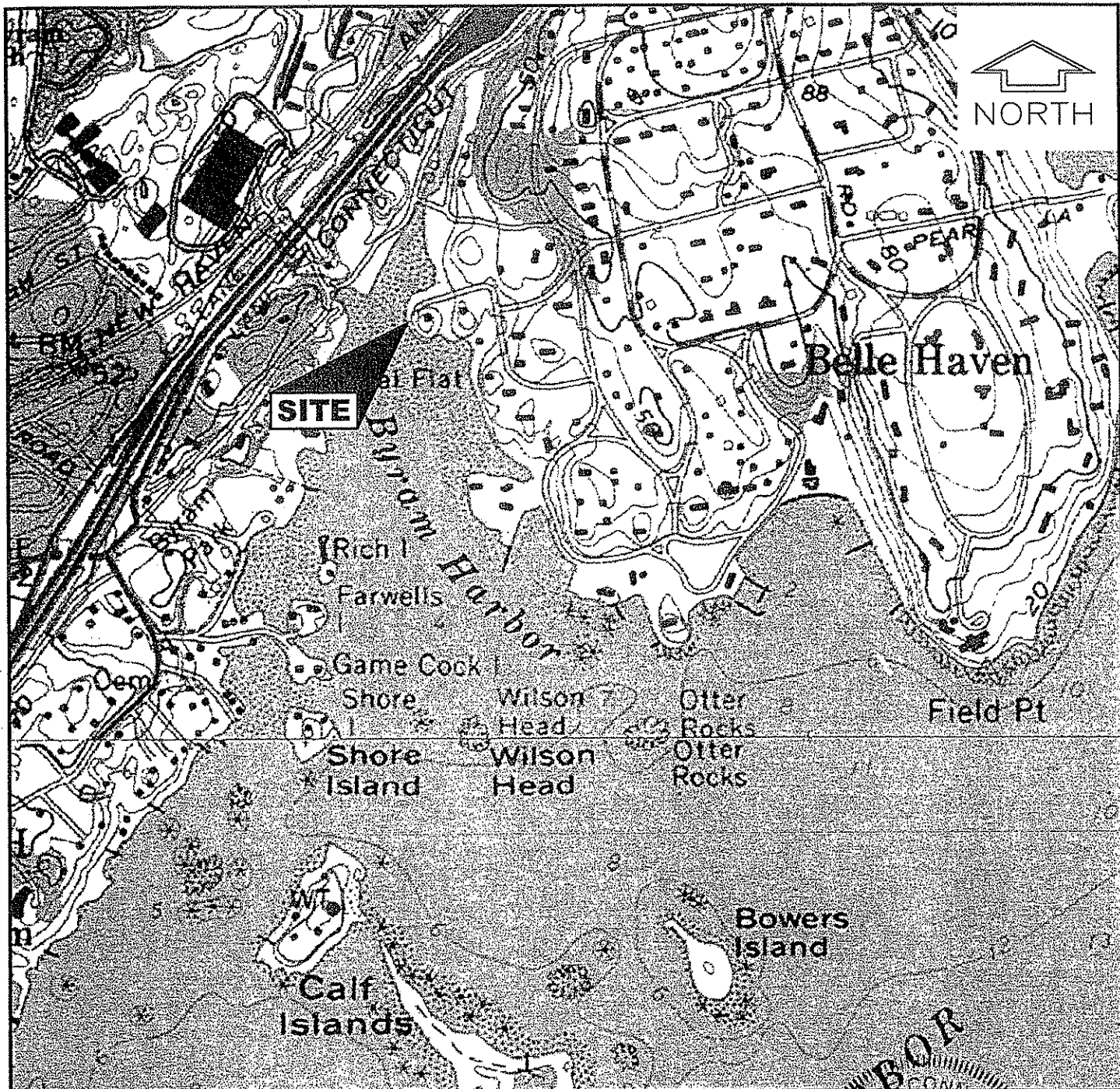
Issued on _____, 2010.

STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Betsey Wingfield
Bureau Chief
Bureau of Water Protection and Land Reuse

Permit Application No. 200902683-TS
Robert & Nancy Selander

TS



TAKEN FROM MAPTECH - REGION 3
NEW YORK TO NANTUCKET AND
TO CAPE MAY, NJ

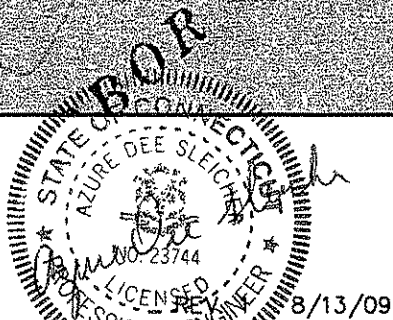
VICINITY MAP

0 500 1000 2000 FEET



SCALE

FOR PERMIT USE ONLY
NOT FOR CONSTRUCTION



PURPOSE: TO PROVIDE RECREATIONAL BOATING ACCESS
TO LONG ISLAND SOUND

DATUM: N.G.V.D. 1929

ADJACENT PROPERTY OWNERS:
SEE ATTACHMENT

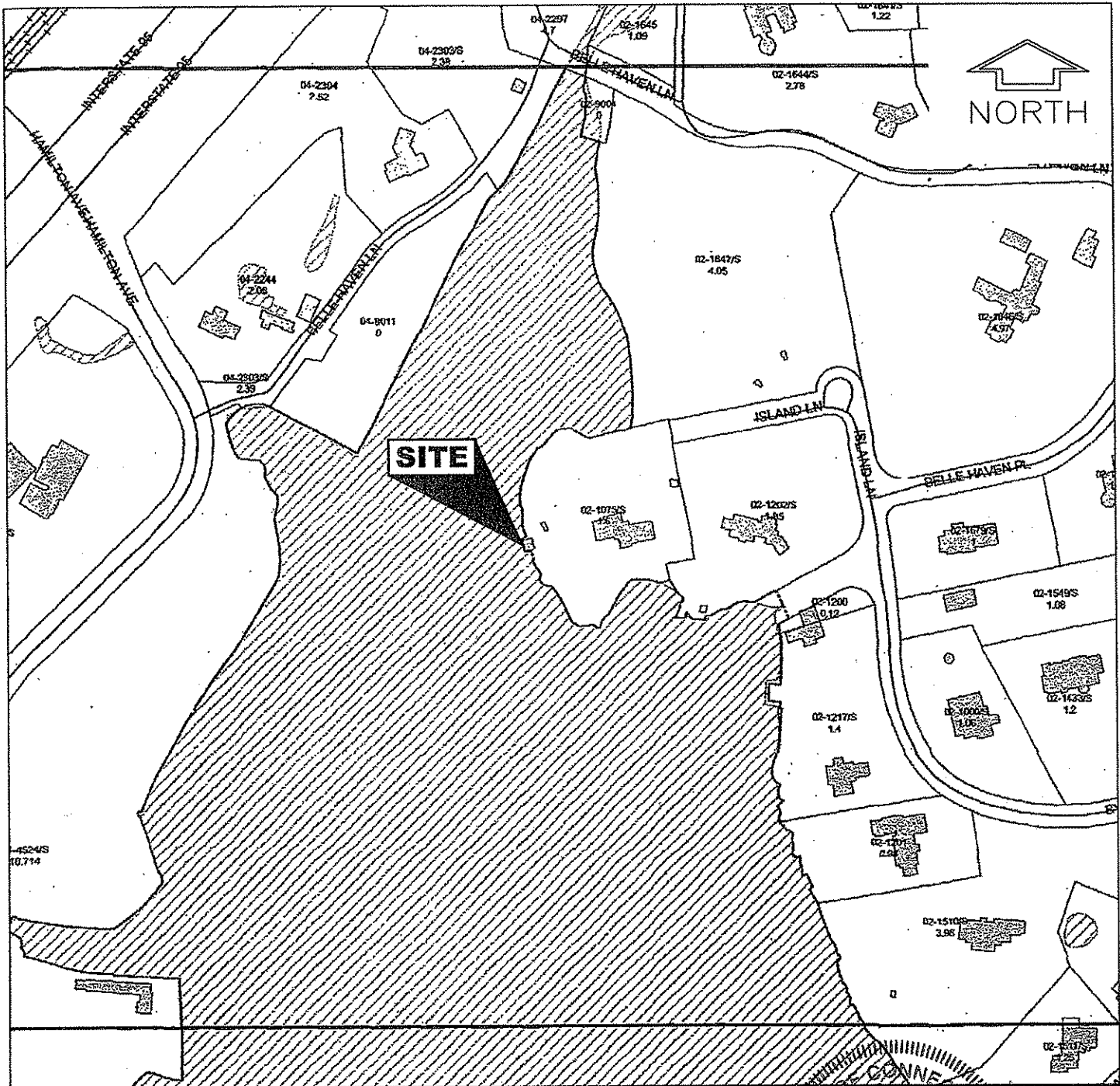
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED RAMP, FLOAT AND BOAT LIFT
BYRAM HARBOR
LONG ISLAND SOUND
TOWN OF GREENWICH
COUNTY OF FAIRFIELD
STATE OF CONNECTICUT

APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 04/13/09

SHEET 1 OF 8



ASSESSOR'S MAP

0 200 500 FEET
SCALE

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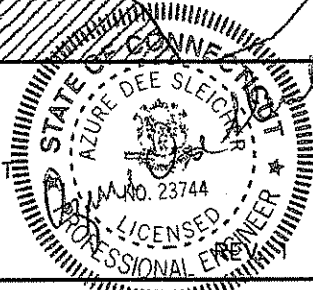
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

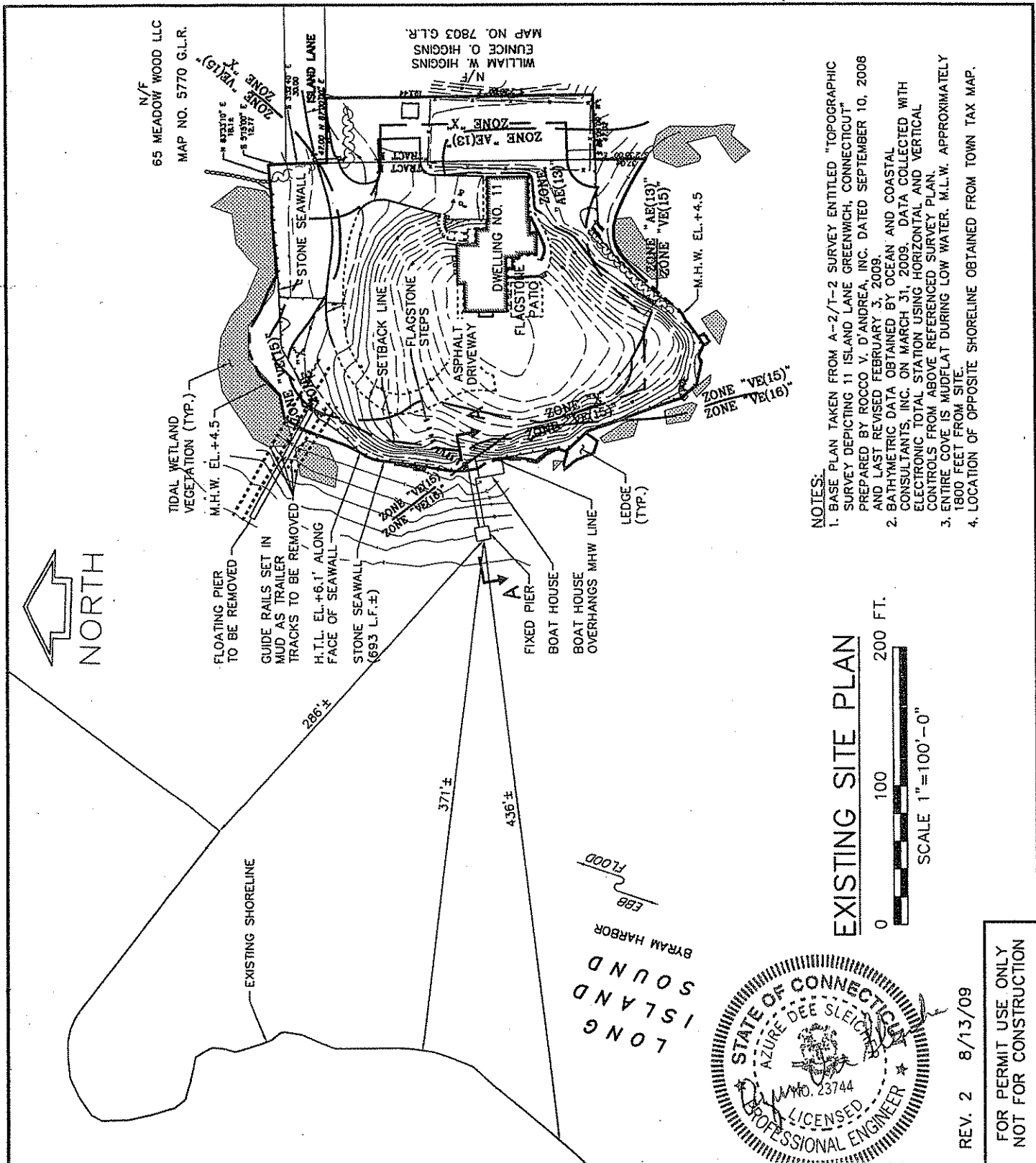
PROPOSED RAMP, FLOAT AND BOAT LIFT
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STATE OF CONNECTICUT

APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 04/13/09

SHEET 2 OF 8





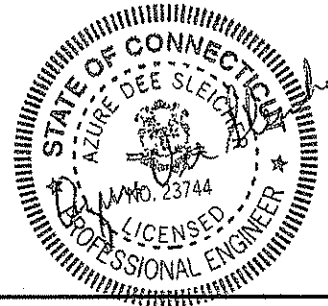
NOTES:

1. BASE PLAN TAKEN FROM A-2/T-2 SURVEY ENTITLED "TOPOGRAPHIC SURVEY DEPICTING 11 ISLAND LANE GREENWICH, CONNECTICUT" PREPARED BY ROCCO V. D'ANDREA, INC. DATED SEPTEMBER 10, 2008 AND LAST REVISED FEBRUARY 3, 2009.
2. BATHYMETRIC DATA OBTAINED BY OCEAN AND COASTAL CONSULTANTS, INC. ON MARCH 31, 2009. DATA COLLECTED WITH ELECTRONIC TOTAL STATION USING HORIZONTAL AND VERTICAL CONTROLS FROM ABOVE REFERENCED SURVEY PLAN.
3. ENTIRE COVE IS MUDFLAT DURING LOW WATER. M.L.W. APPROXIMATELY 1800 FEET FROM SITE.
4. LOCATION OF OPPOSITE SHORELINE OBTAINED FROM TOWN TAX MAP.

EXISTING SITE PLAN

0 100 200 FT.

SCALE 1"=100'-0"



REV. 2 8/13/09

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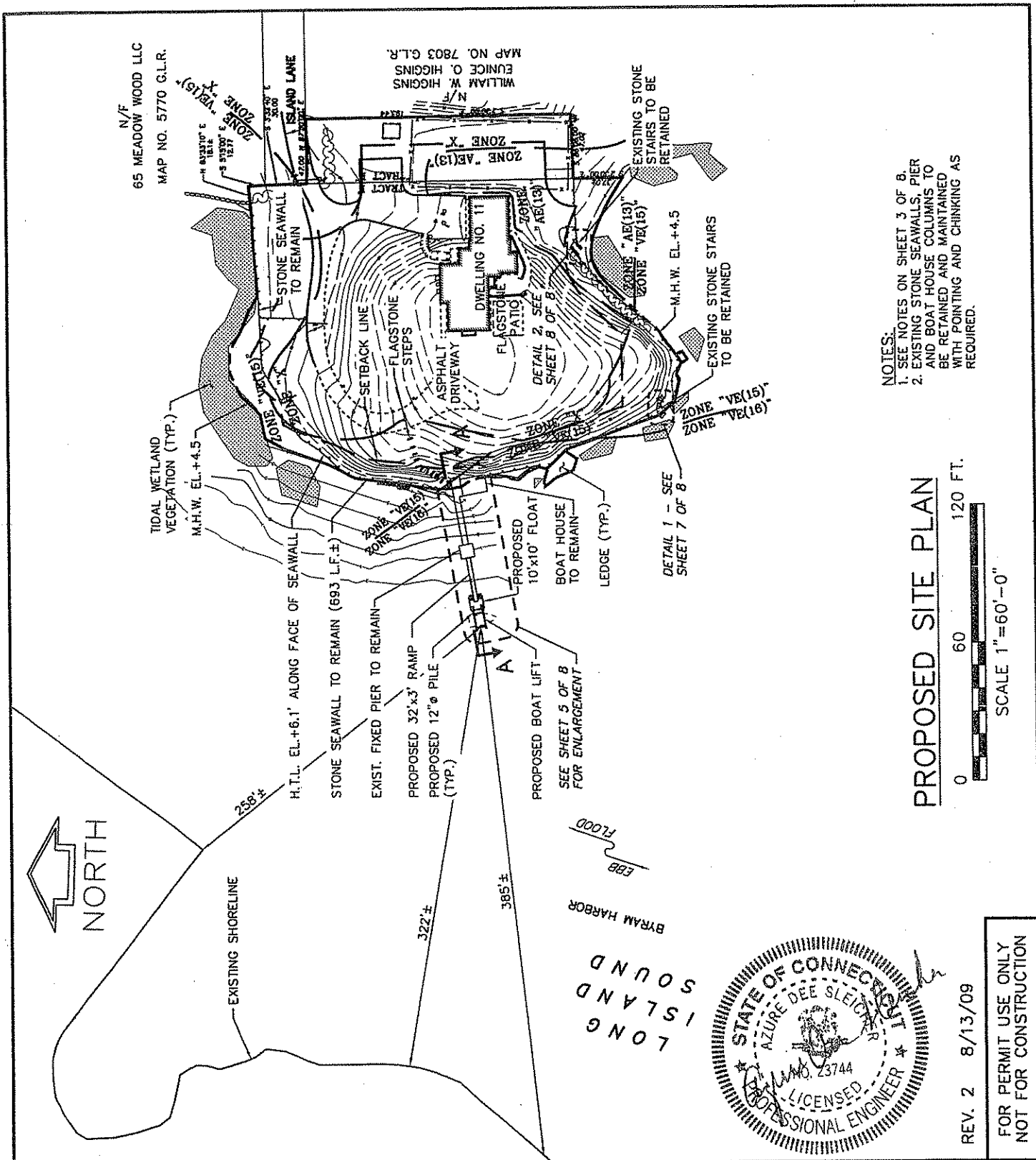
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED RAMP, FLOAT AND BOAT LIFT
BYRAM HARBOR
LONG ISLAND SOUND
TOWN OF GREENWICH
COUNTY OF FAIRFIELD
STATE OF CONNECTICUT

APPLICATION BY: ROBERT AND NANCY SELANDER
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SHEET 3 OF 8



PURPOSE: TO PROVIDE RECREATIONAL BOATING ACCESS
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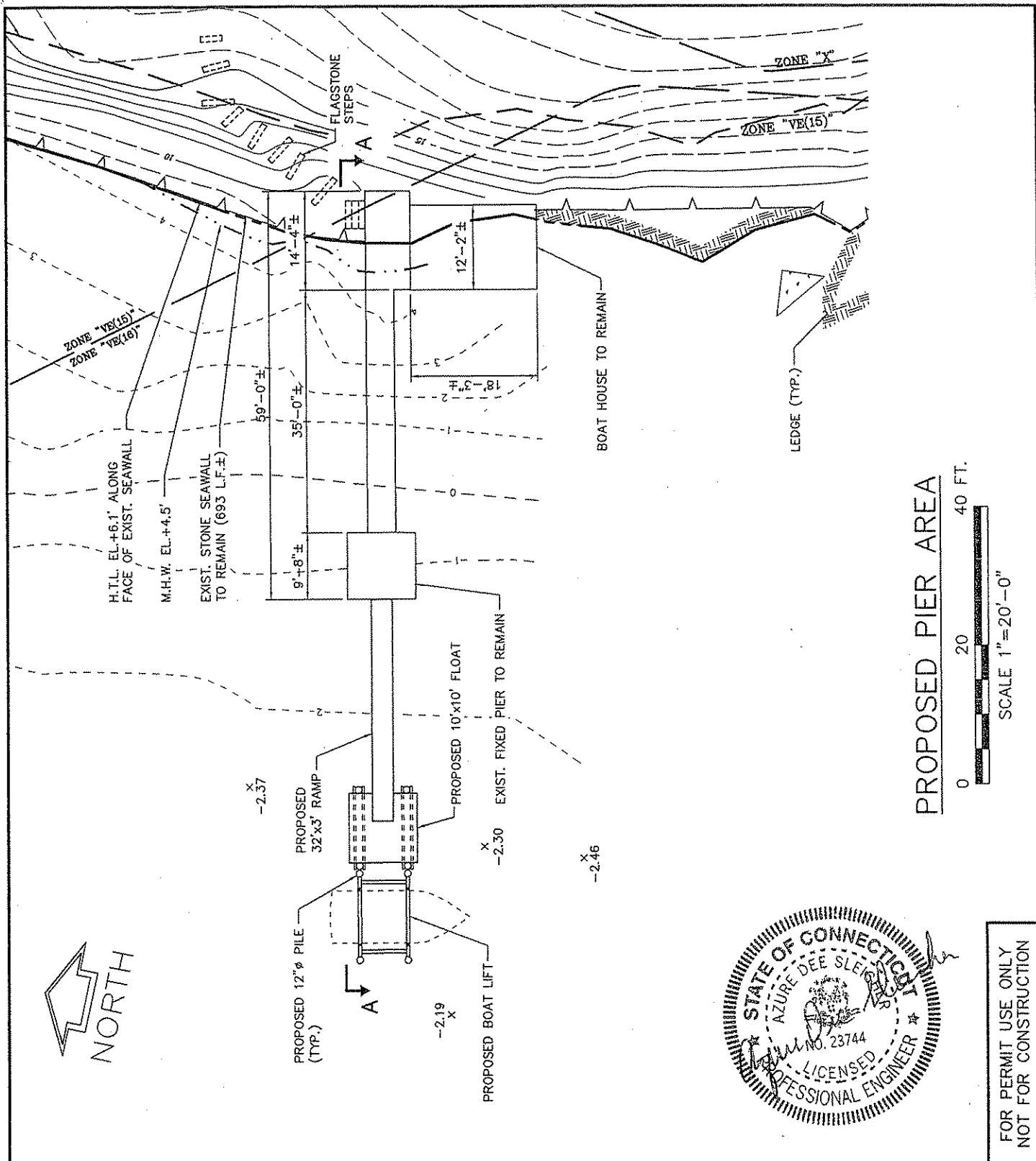
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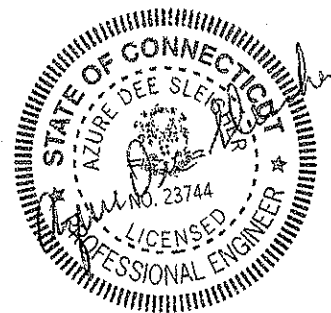
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SHEET 4 OF 8



PROPOSED PIER AREA



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AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

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STATE OF CONNECTICUT

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APPLICATION No.: 200902683-TS

DATE: 08/13/09

SHEET 5 OF 8

EXIST. BOAT HOUSE TO REMAIN

EXIST. STONE/MASONRY BOAT HOUSE COLUMN
(BEYOND) TO BE RETAINED AND MAINTAINED
BY POINTING AND CHINKING AS REQUIRED
(TYP.)

EXIST. 59'± FIXED PIER TO REMAIN
(42'± SEAWARD OF H.T.L.)

TOP OF EXIST.
DECK EL.+10.4'

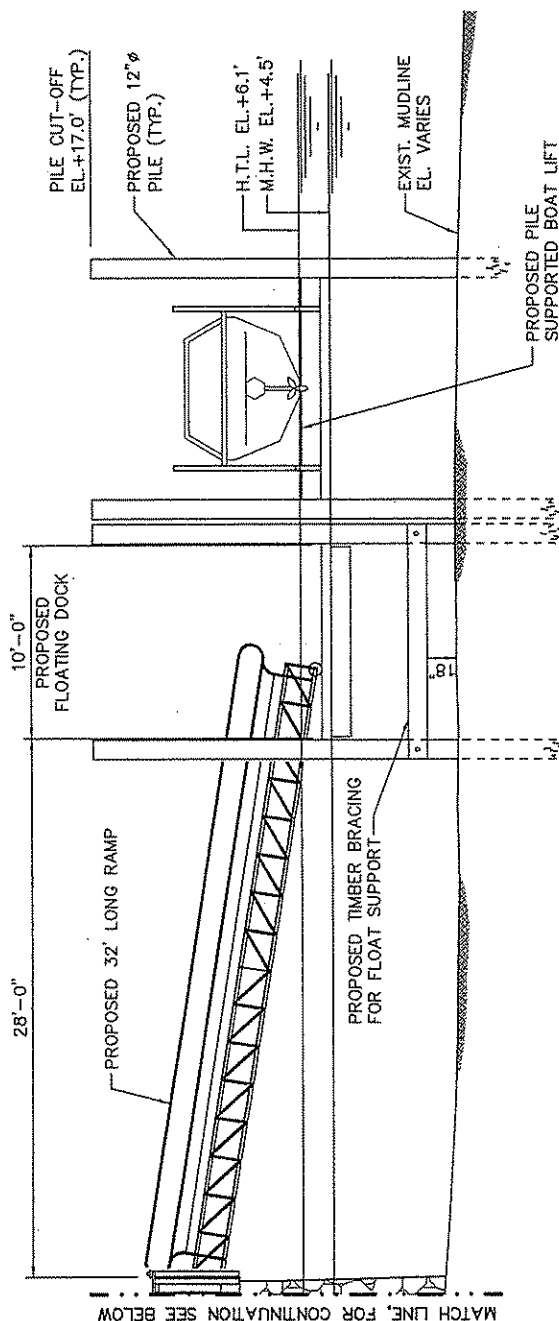
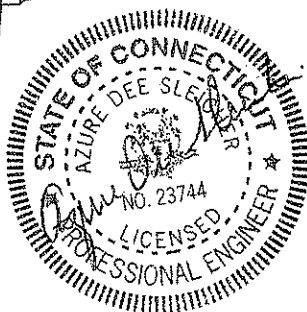
MATCH LINE, FOR CONTINUATION SEE BELOW

H.T.L. EL.+6.1'

M.H.W. EL.+4.5'

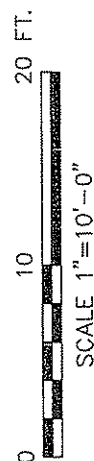
EXIST. STONE SEAWALL
TO BE RETAINED AND
MAINTAINED BY
POINTING AND CHINKING
AS REQUIRED

EXIST. STONE/MASONRY PIER COLUMN
TO BE RETAINED AND MAINTAINED BY
POINTING AND CHINKING AS REQUIRED
(TYP.)



SECTION A--A

NOTE:
SEE NOTES, SHEET 3 OF 8.



REV. 2 8/13/09

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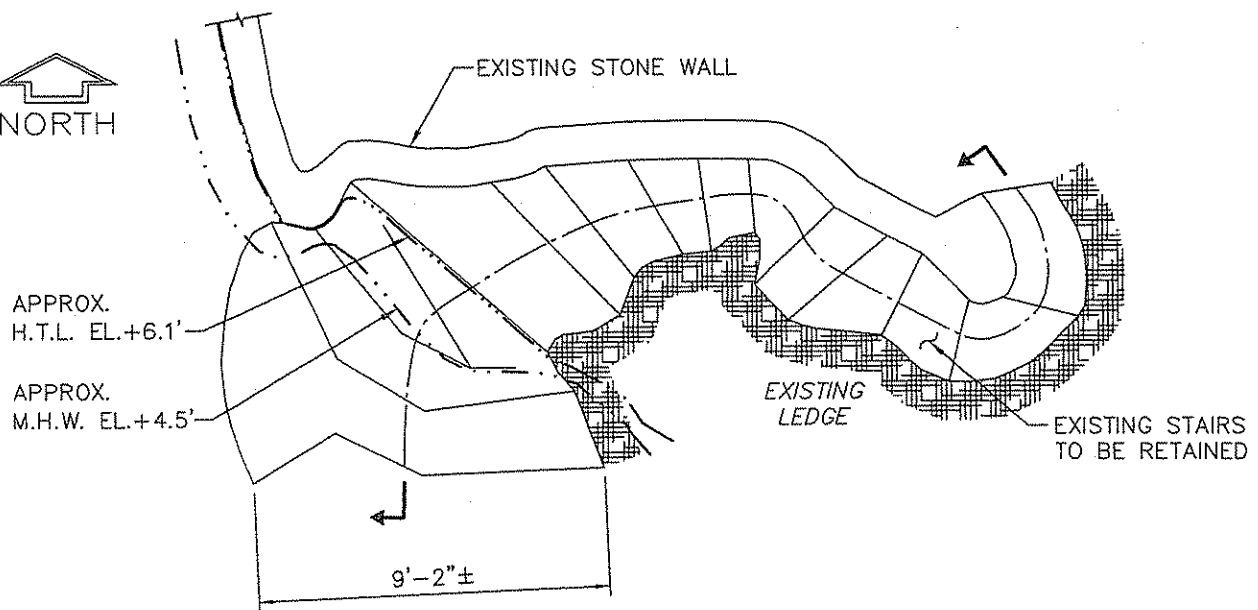
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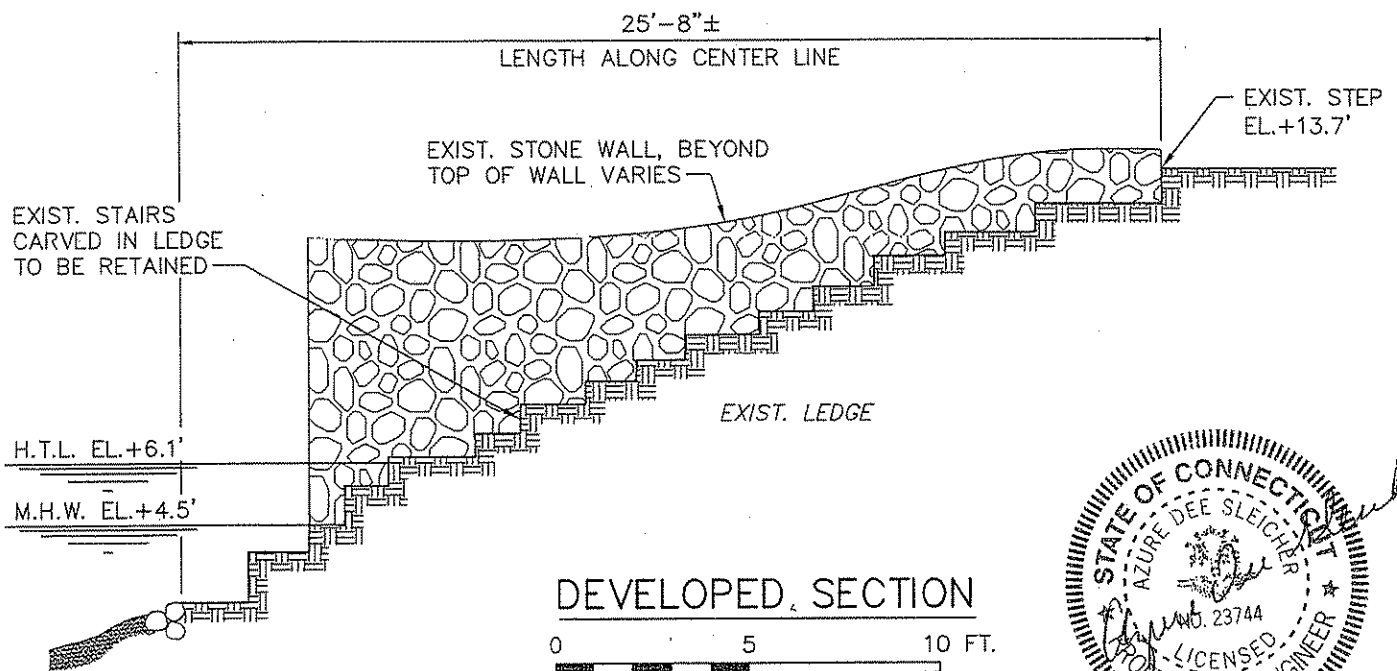
APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 04/13/09

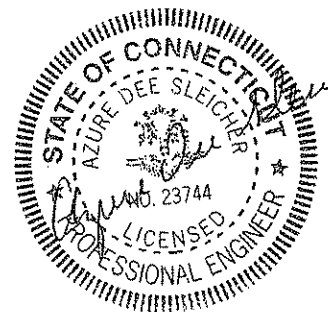
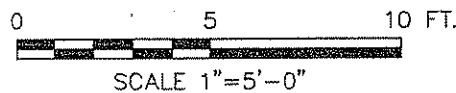
SHEET 6 OF 8



DETAIL 1



DEVELOPED SECTION



NOTES:

1. SEE NOTES ON SHEET 3 OF 8.
2. ADDITIONAL DETAILS AND DIMENSIONS OF STAIRS MEASURED BY OCEAN AND COASTAL CONSULTANTS, INC. ON AUGUST 12, 2009.

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PURPOSE: TO PROVIDE RECREATIONAL BOATING ACCESS
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DATUM: N.G.V.D. 1929

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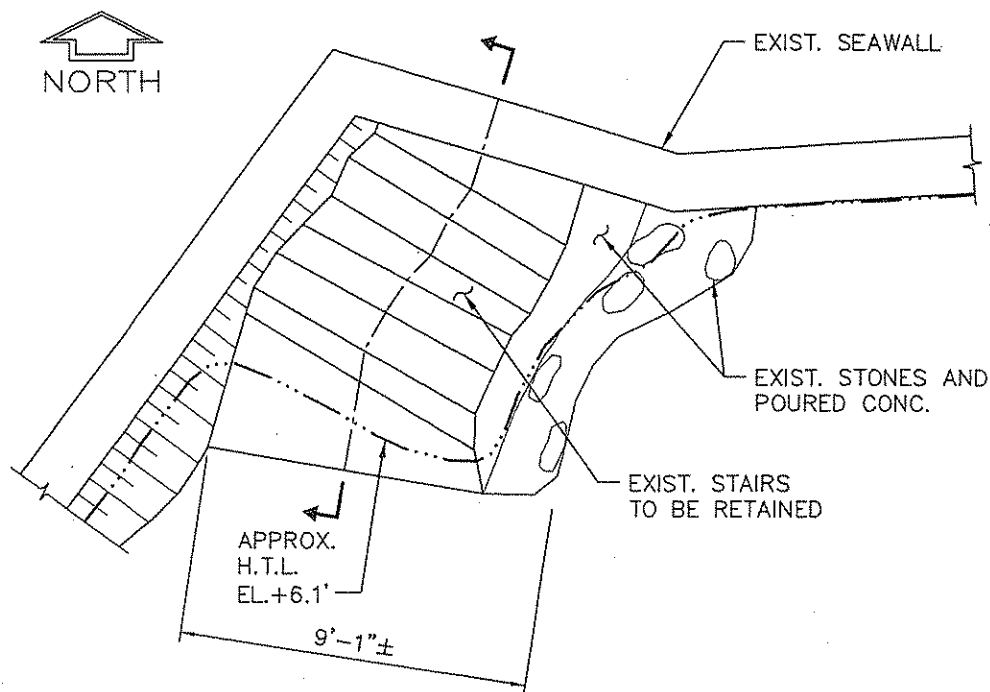
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED RAMP, FLOAT AND BOAT LIFT
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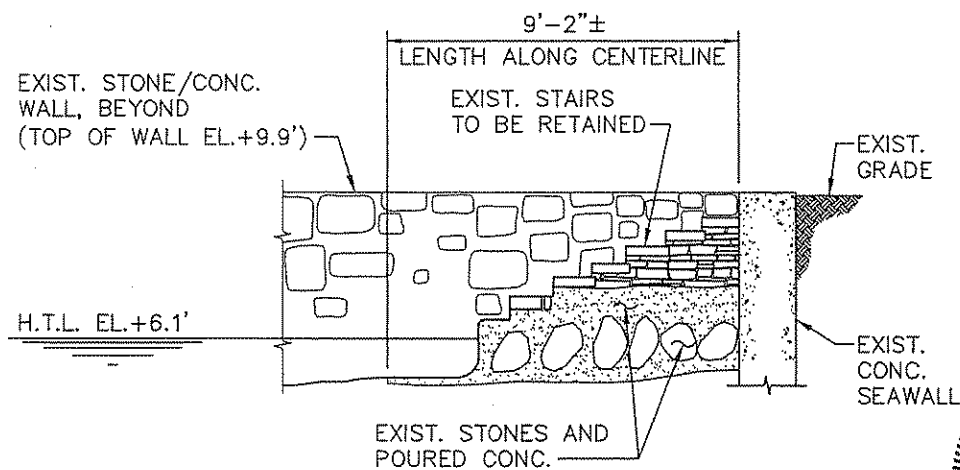
APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 08/13/09

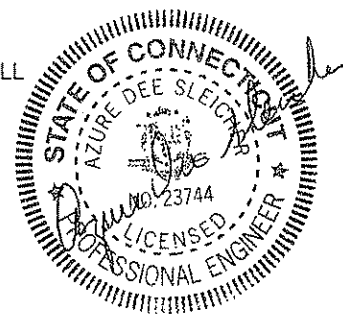
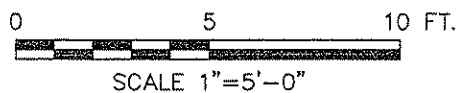
SHEET 7 OF 8



DETAIL 2



DEVELOPED SECTION



NOTES:

1. SEE NOTES ON SHEET 3 OF 8.
2. ADDITIONAL DETAILS AND DIMENSIONS OF STAIRS MEASURED BY OCEAN AND COASTAL CONSULTANTS, INC. ON AUGUST 12, 2009.

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STATE OF CONNECTICUT

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APPLICATION No.: 200902683-TS

DATE: 08/13/09

SHEET 8 OF 8

OFFICE OF LONG ISLAND SOUND PROGRAMS

APPENDIX A

TO: Permit Section
Department of Environmental Protection
Office of Long Island Sound Programs
79 Elm Street
Hartford, CT 06106-5127

PERMITTEE: Robert & Nancy Selander
11 Island Lane
Greenwich, CT 06830

Permit No: 200902683-TS, Greenwich

CONTRACTOR 1: _____

Address: _____

Telephone #: _____

CONTRACTOR 2: _____

Address: _____

Telephone #: _____

CONTRACTOR 3: _____

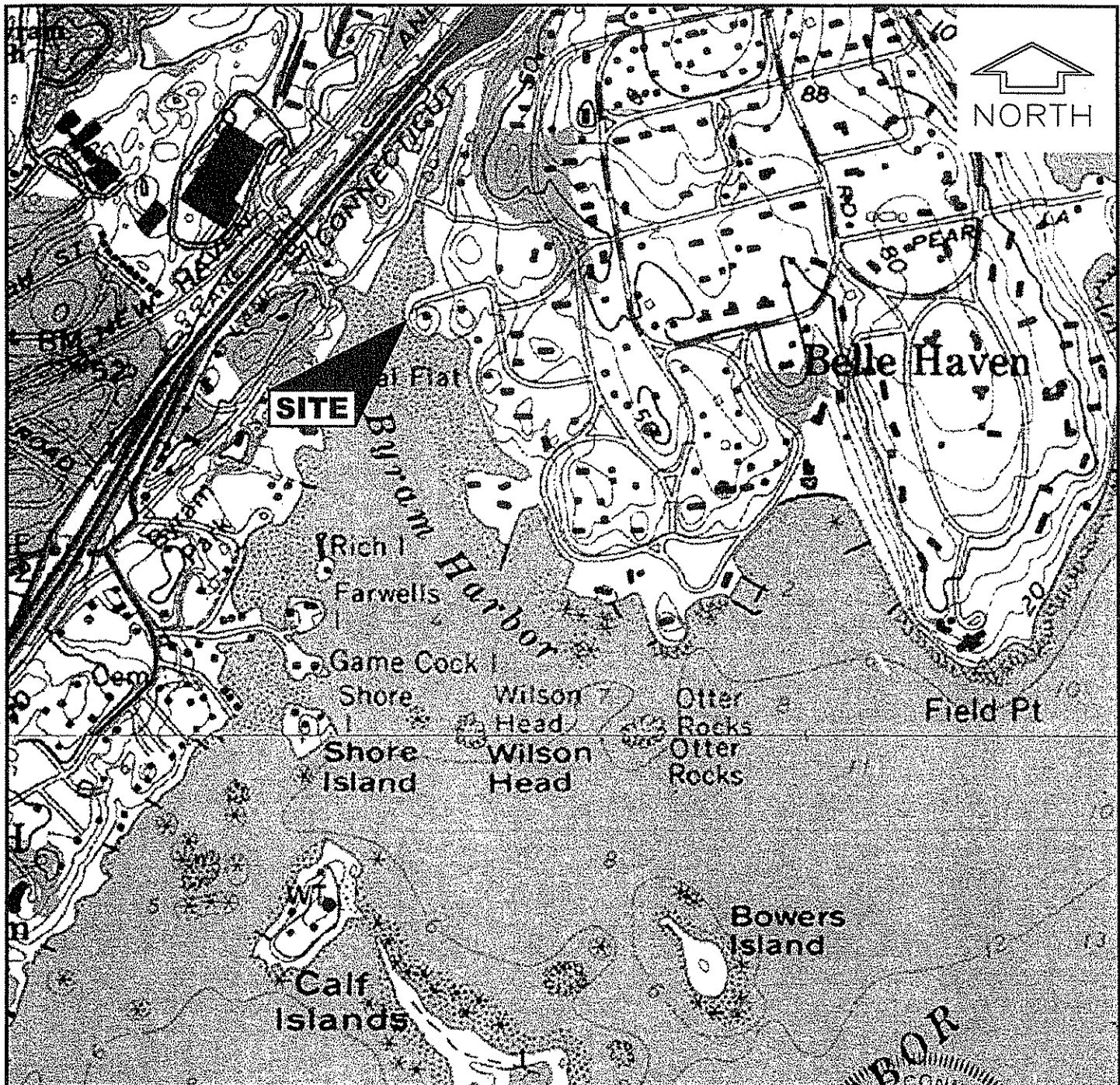
Address: _____

Telephone #: _____

EXPECTED DATE OF COMMENCEMENT OF WORK: _____

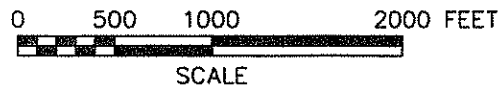
EXPECTED DATE OF COMPLETION OF WORK: _____

PERMITTEE: _____
(signature) (date)

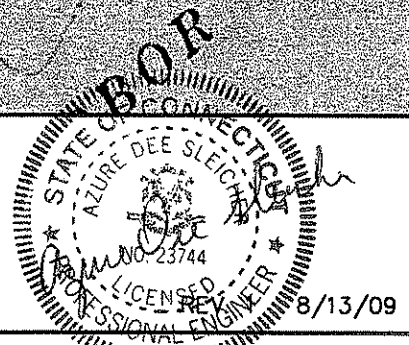


TAKEN FROM MAPTECH - REGION 3
NEW YORK TO NANTUCKET AND
TO CAPE MAY, NJ

VICINITY MAP



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PURPOSE: TO PROVIDE RECREATIONAL BOATING ACCESS
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ADJACENT PROPERTY OWNERS:
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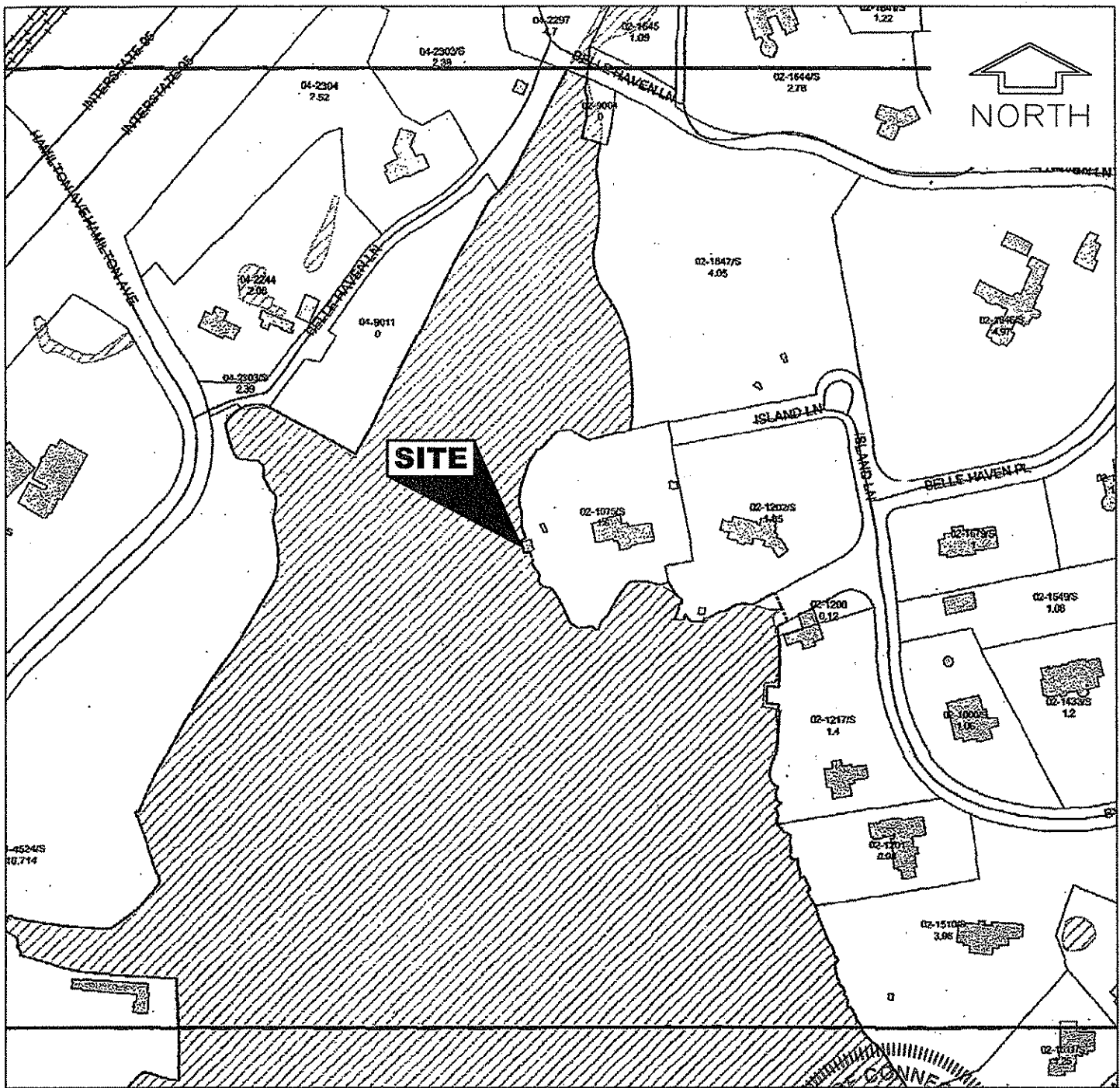
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TOWN OF GREENWICH
COUNTY OF FAIRFIELD
STATE OF CONNECTICUT

APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

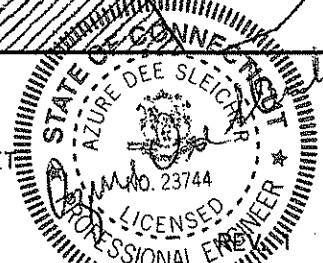
DATE: 04/13/09

SHEET 1 OF 8



ASSESSOR'S MAP

0 200 500 FEET
SCALE



8/13/09

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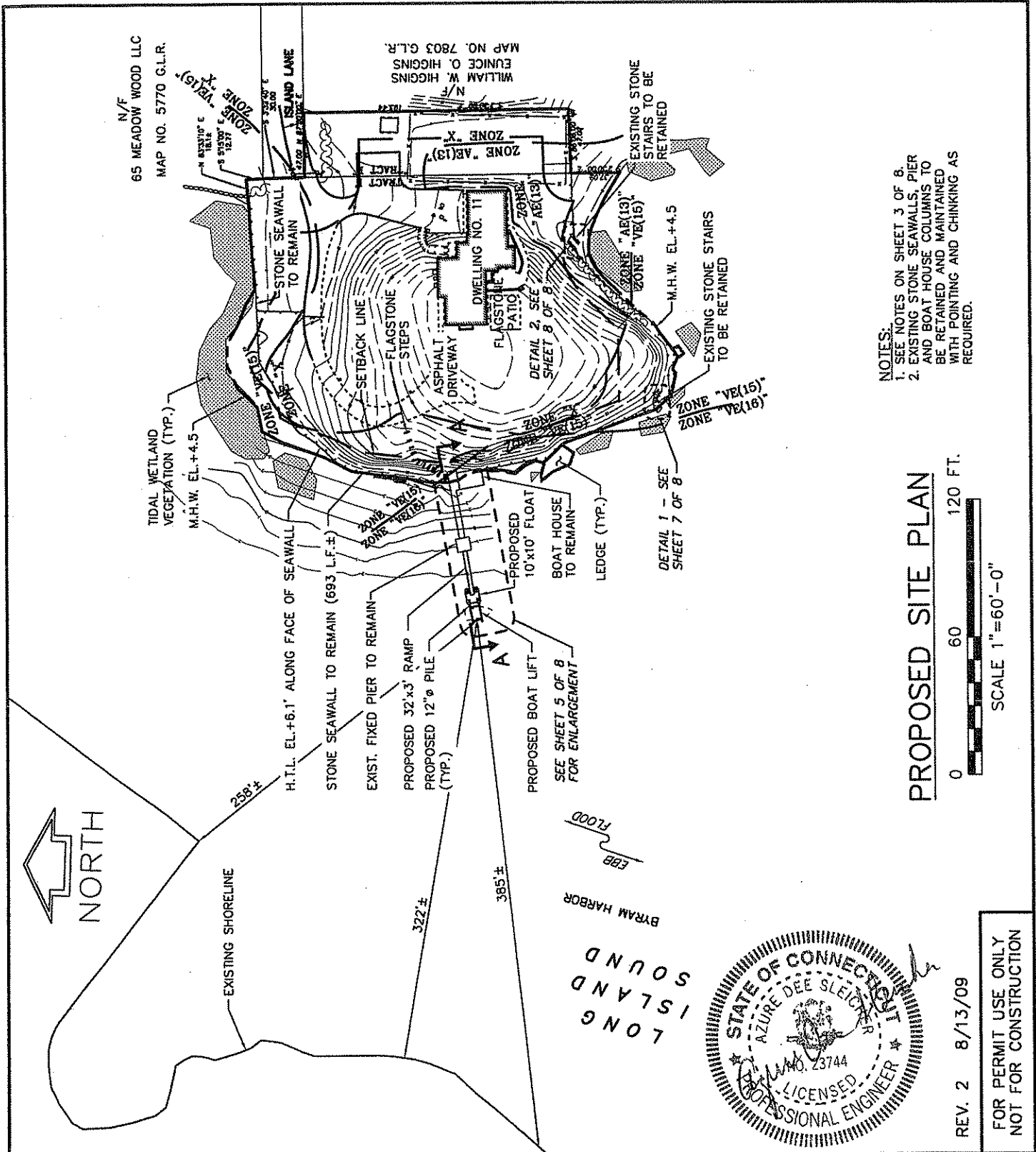
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SHEET 2 OF 8



PURPOSE: TO PROVIDE RECREATIONAL BOATING ACCESS TO LONG ISLAND SOUND

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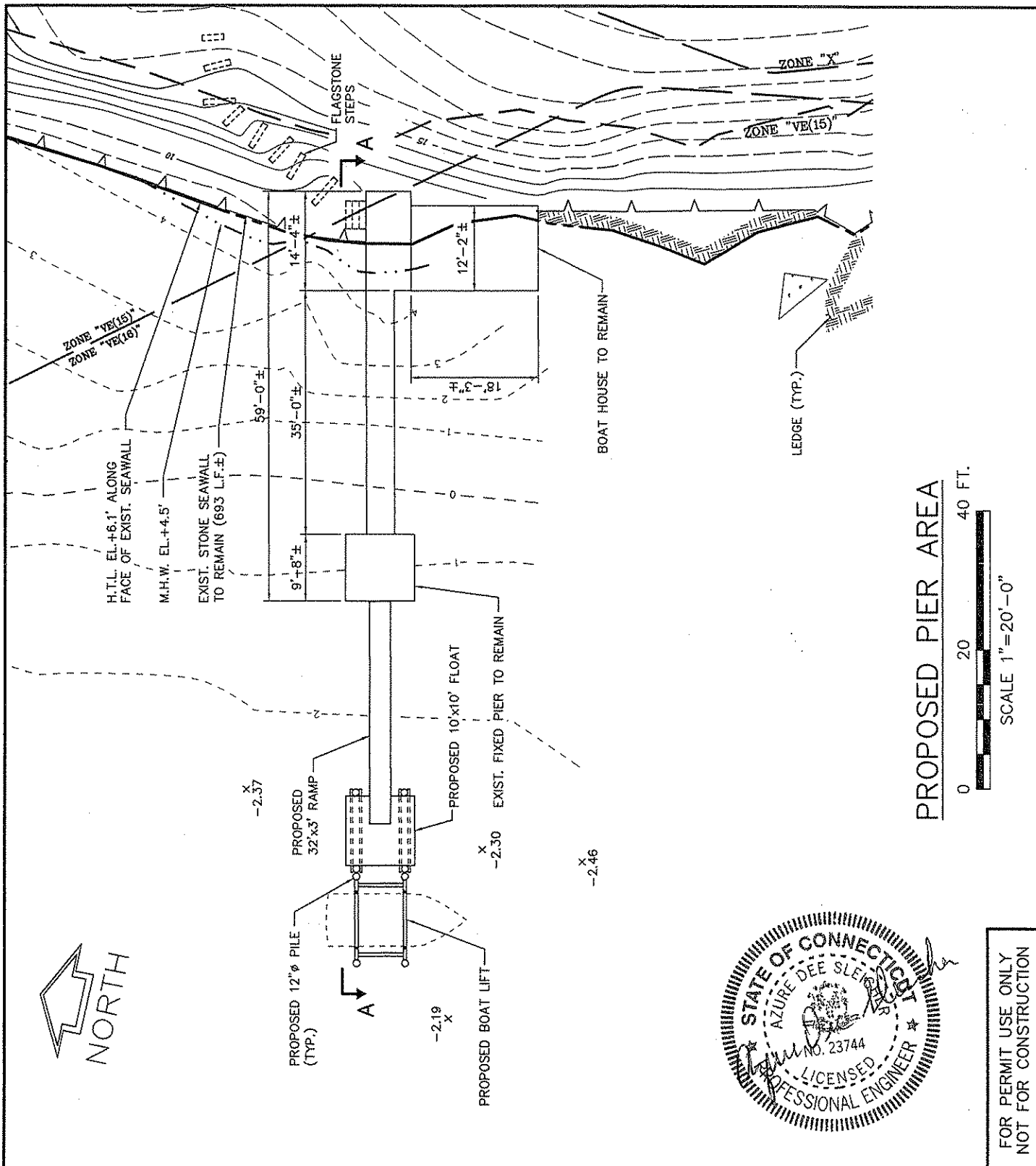
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APPLICATION No.: 200902683-TS

DATE: 04/13/09

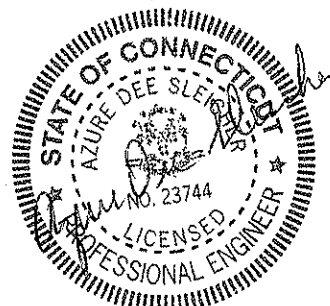
SHEET 4 OF 8



PROPOSED PIER AREA

0 20 40 FT.

SCALE 1"=20'-0"



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NOT FOR CONSTRUCTION

PURPOSE: TO PROVIDE RECREATIONAL BOATING ACCESS
TO LONG ISLAND SOUND

DATUM: N.G.V.D. 1929

ADJACENT PROPERTY OWNERS:
SEE ATTACHMENT

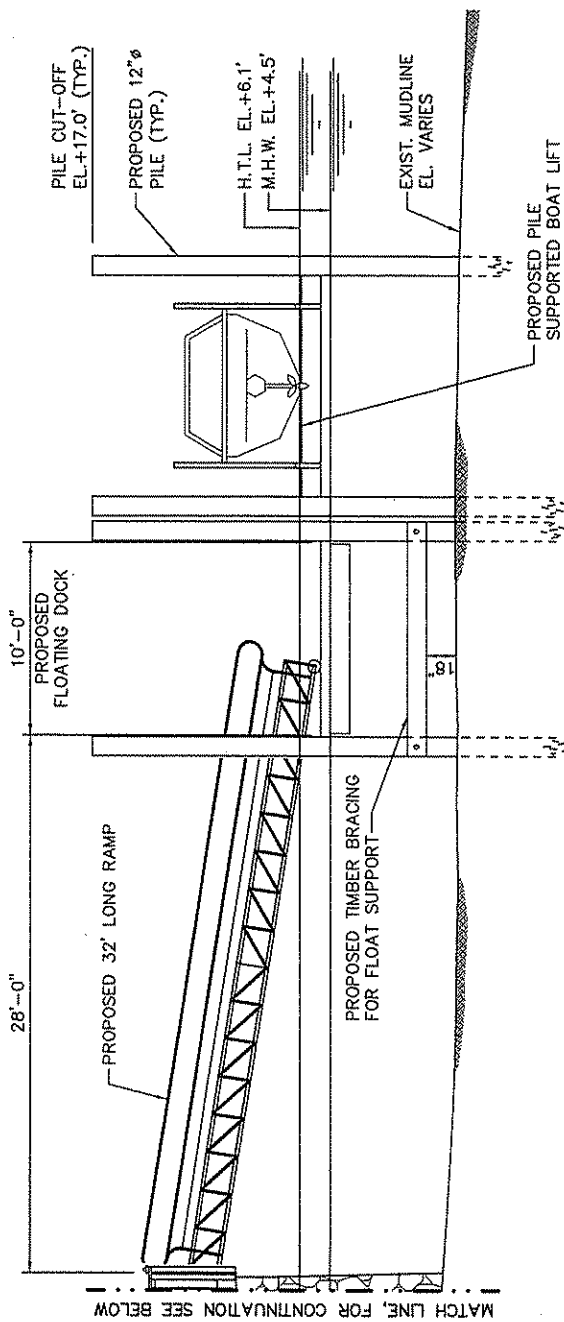
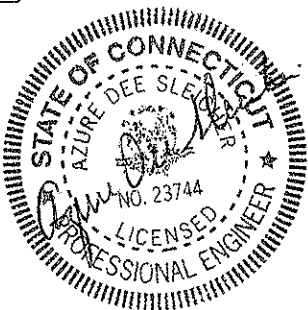
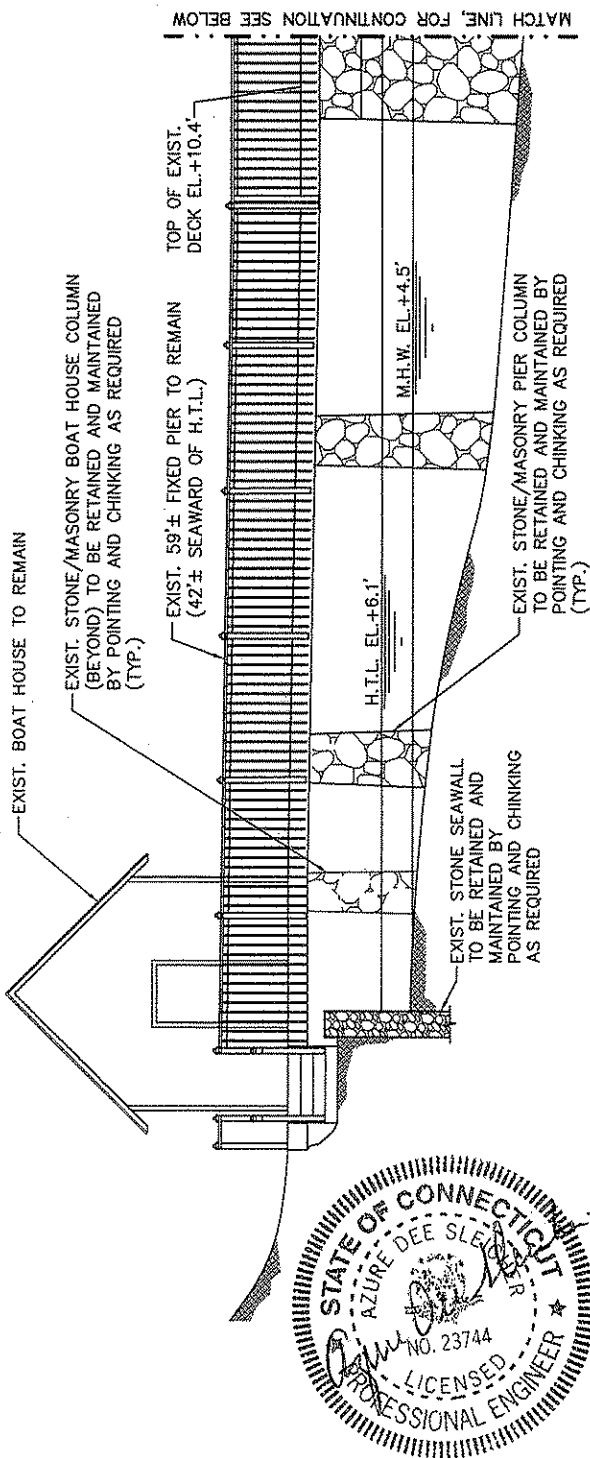
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED RAMP, FLOAT AND BOAT LIFT
BYRAM HARBOR
LONG ISLAND SOUND
TOWN OF GREENWICH
COUNTY OF FAIRFIELD
STATE OF CONNECTICUT

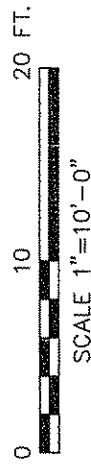
APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 08/13/09

SHEET 5 OF 8



SECTION A-A



NOTE:
SEE NOTES, SHEET 3 OF 8.

REV. 2 8/13/09

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AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED RAMP, FLOAT AND BOAT LIFT
BYRAM HARBOR
LONG ISLAND SOUND
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STATE OF CONNECTICUT

APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 04/13/09

SHEET 6 OF 8



APPROX.
H.T.L. EL.+6.1'

APPROX.
M.H.W. EL.+4.5'

EXISTING STONE WALL

EXISTING
LEDGE

EXISTING STAIRS
TO BE RETAINED

9'-2"±

DETAIL 1

25'-8"±

LENGTH ALONG CENTER LINE

EXIST. STONE WALL, BEYOND
TOP OF WALL VARIES

EXIST. STEP
EL.+13.7'

EXIST. STAIRS
CARVED IN LEDGE
TO BE RETAINED

EXIST. LEDGE

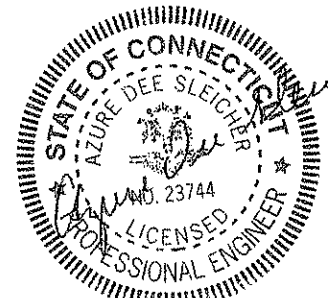
H.T.L. EL.+6.1'

M.H.W. EL.+4.5'

DEVELOPED SECTION

0 5 10 FT.

SCALE 1"=5'-0"



NOTES:

1. SEE NOTES ON SHEET 3 OF 8.
2. ADDITIONAL DETAILS AND DIMENSIONS OF STAIRS MEASURED BY OCEAN AND COASTAL CONSULTANTS, INC. ON AUGUST 12, 2009.

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SEE ATTACHMENT

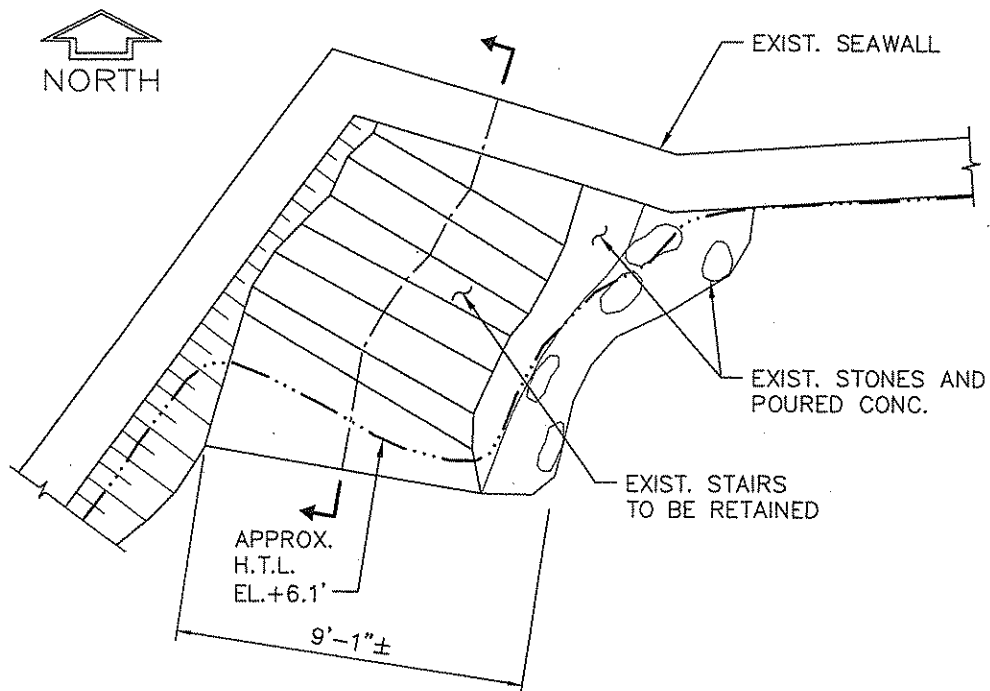
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED RAMP, FLOAT AND BOAT LIFT
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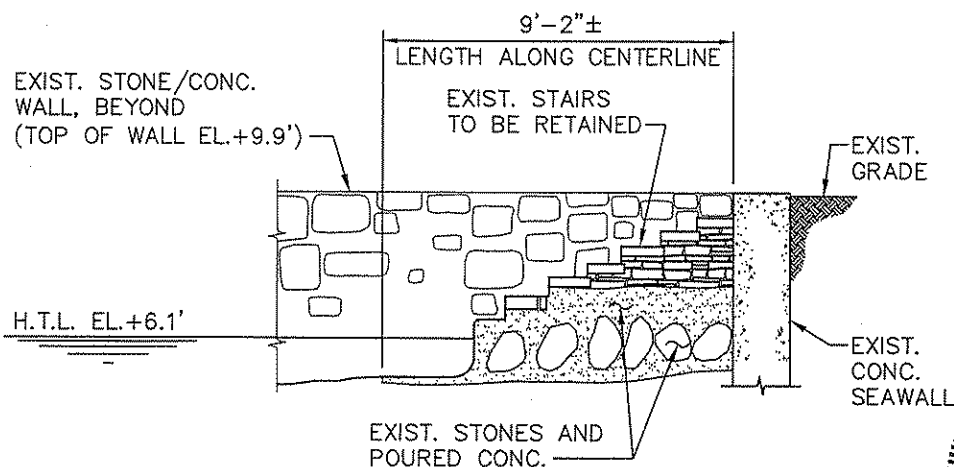
APPLICATION BY: ROBERT AND NANCY SELANDER
APPLICATION No.: 200902683-TS

DATE: 08/13/09

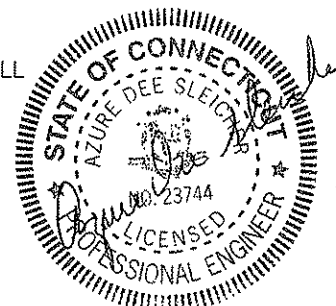
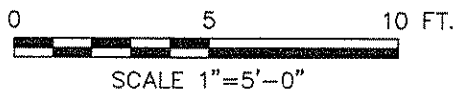
SHEET 7 OF 8



DETAIL 2



DEVELOPED SECTION



NOTES:

1. SEE NOTES ON SHEET 3 OF 8.
2. ADDITIONAL DETAILS AND DIMENSIONS OF STAIRS MEASURED BY OCEAN AND COASTAL CONSULTANTS, INC. ON AUGUST 12, 2009.

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SHEET 8 OF 8